

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

<b>KEVIN MILLER</b>	:	<b>CIVIL ACTION</b>
	:	
v.	:	<b>NO. 21-49-MAK</b>
	:	
<b>TRIMONT GLOBAL REAL ESTATE ADVISORS LLC, <i>et al.</i></b>	:	
	:	

**ORDER**

**AND NOW**, this 2<sup>nd</sup> day of December 2021, upon considering Defendants' Motion for judgment as a matter of law (D.I. 142), following oral argument, and for reasons and the partial findings detailed on the record consistent with Rule 52(c), it is **ORDERED** Defendants' Motion (D.I. 142) is **GRANTED in part** and **DENIED in part**:

1. We **GRANT** Defendants' Motion (D.I. 142) and **DISMISS** all plead claims against Trimont Real Estate Advisors, LLC as the Plaintiff adduced no evidence of this entity's potential liability on the only plead claim;

2. We **DISMISS** Trimont Real Estate Advisors, LLC; and,

3. We **DENY** Defendants' Motion (D.I. 142) as to: (a) Trimont Global Real Estate Advisors LLC's liability for breach of contract based upon section six of the agreements (Exhibits 3, 6, 7); and, (b) the amount of potential compensation owed to Plaintiff should we find a breach of contract.

  
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**KEARNEY, J.**